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17 *Attorneys for Defendant Netflix, Inc.*

18 UNITED STATES DISTRICT COURT
19 NORTHERN DISTRICT OF CALIFORNIA
20 OAKLAND DIVISION

| | | |
|----|-------------------------------------|-----------------------------------|
| 21 | IN RE ONLINE DVD RENTAL ANTITRUST) | Master File No. 4:09-md-2029 PJH |
| 22 | LITIGATION) | |
| 23 |) | MDL No. 2029 |
| 24 |) | |
| 25 |) | Hon. Phyllis J. Hamilton |
| 26 |) | |
| 27 | This document relates to:) | STIPULATION AND [PROPOSED] |
| 28 |) | ORDER RE: HEARING AND |
| | ALL ACTIONS) | BRIEFING SCHEDULE ON |
| |) | PLAINTIFFS' MOTION FOR |
| |) | PRELIMINARY APPROVAL OF |
| |) | CLASS ACTION SETTLEMENT |
| |) | WITH WAL-MART |

29 STIPULATION AND [PROPOSED] ORDER RE:
30 BRIEFING SCHED. ON PLTFs.' MOT. FOR PRELIM.
31 APP'L OF CLASS SETTLEMENT WITH WAL-MART
32 CASE No. 09-2029 PJH

1 WHEREAS, on December 14, 2010, Plaintiffs in this action filed a Motion for
2 Preliminary Approval of Class Action Settlement with Wal-Mart Defendants and Certification of
3 Sub-Classes for Purposes of Settlement ("the Motion");

4 WHEREAS, the Motion was originally noticed for a hearing date of January 19, 2011;

5 WHEREAS, Plaintiffs and Netflix have agreed to seek an order extending the hearing
6 and briefing schedule for the Motion;

7 NOW THEREFORE, the parties hereto, through their undersigned counsel, stipulate and
8 agree, and hereby request an order as follows:

9 1. The Motion shall be heard on February 9, 2011 at 9:00 am, or as soon thereafter
10 as the Court will permit.

11 2. Oppositions to the Motion, if any, shall be filed by January 12, 2011.

12 3. Replies in support of the Motion, if any, shall be filed by January 26, 2011.

13
14 IT IS SO STIPULATED.

15
16 Dated: December 17, 2010

HOWREY LLP

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18 By: /s/ Robert G. Abrams
Robert G. Abrams

19 *Attorneys for Plaintiffs*

20
21 Dated: December 17, 2010

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

22
23 By: /s/ Jonathan M. Jacobson
Jonathan M. Jacobson

24 *Attorneys for Defendant Netflix, Inc.*

ORDER

PURSUANT TO STIPULATION,

1. Plaintiffs' Motion for Preliminary Approval of Class Action Settlement with Wal-Mart Defendants and Certification of Sub-Classes for Purposes of Settlement shall be heard on February 9, 2011 at 9:00 am.
2. Oppositions to the Motion, if any, shall be filed by January 12, 2011.
3. Replies in support of the Motion, if any, shall be filed by January 26, 2011.

IT IS SO ORDERED.

DATED: _____

THE HON. PHYLLIS J. HAMILTON
UNITED STATES DISTRICT JUDGE

DECLARATION OF CONSENT

Pursuant to General Order 45, the undersigned certifies that concurrence in the filing of the document was obtained from each of the other signatories.

Dated: December 17, 2010

By: /s/ Dylan J. Liddiard
Dylan J. Liddiard